

Paper No. 443
Disposes of
Paper No. 423

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA: et al) ORDER,
) GRANTING APPLICATION OF
) PROSECUTION FOR EXEMPTION
) FROM RULE 6 (B) (1) WITH
ARAKI, Sadao: et al) RESPECT TO PROSECUTION
) DOCUMENTS NOS. 2457, 2527,
) AND OTHERS.

This matter coming on to be heard before The Honorable Sir William Webb, President of the Tribunal, upon the application of the Prosecution for an order of exemption from the provisions of Rule 6(b)(1) of the Rules of Procedure of the International Military Tribunal for the Far East, with respect to Prosecution Section documents enumerated and set forth in said application portions of which the Prosecution intend to be adduced in evidence, so as to permit the Prosecution to serve upon the accused or their Counsel, copies of excerpts, only, from said documents, in both the Japanese and the English language, in the place and stead of the entire original documents; and after hearing the arguments of respective Counsel, and the Tribunal being fully advised in the premises, it is

ORDERED: That said application be and is hereby granted, as prayed, as to Prosecution Section documents Nos. 2457, 2527, 2367, 2368, 1955, 1987, 2302, 2330, 2549, 2461, 2528, 4121, 2524, 1086, 1217, 1628, and 1754; and it is further

ORDERED: That the Prosecution shall also prepare and furnish to Counsel for the accused, copies of additional parts

or sections, in both the Japanese and the English language, from the afore-mentioned documents enumerated as follows:

1. From Prosecution Section document No. 2457 --- the entire speech of Baron SHIDEHARA, consisting of approximately three and one-half pages, of which the excerpt is a part.

2. From Prosecution Section document No. 2330 --- the whole of Page 52 and the first line of Page 53 from the said book on "Draft Measures on the Construction of the Greater East Asia."

3. From Prosecution Section document No. 2461 --- the entire speech of TOJO, of which the excerpt is a part.

4. From Prosecution Section document No. 2528 --- the entire speech of SHIGEMITSU, of which the excerpt is a part.

5. From Prosecution Section document No. 2524 --- one line in "The Kaizo" magazine which was left out of the excerpt prepared by the Prosecution.

6. From Prosecution Section document No. 1217 --- the entire speech of SHIGEMITSU, of which the excerpt is a part.

And it is further

ORDERED: That said application be continued for further consideration by the Tribunal as to Prosecution Section documents Nos. 2459, 1753, 4122, 2627, 13, 1622, 2402, 1621,

1355, 1046, 1285, 590, 1210, 823, 1461, 1505, 2550, and 2419.

Dated at Tokyo, Japan, this 19 September 1946.

BY THE TRIBUNAL:

(Signed) W. F. WEBB
PRESIDENT